



Section 1
Docket No: 33,350-02
Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re of Application of: Pees *et al.*
Serial No.: 09/272,916 Group No.: 1614
Filed: March 19, 1999 Examiner: TBA
For: FUNGICIDAL TRIFLUOROMETHYLALKYLAMINO-
TRIAZOLOPYRIMIDINES

Assistant Commissioner for Patents
Washington, D.C. 20231

Date: July 22, 1999

RESPONSE TO NOTICE TO
FILE MISSING PARTS

Sir:

This is in response to the Notice to File Missing Parts of the Application mailed on May 3, 1999.

Enclosed is the Combined Declaration and Power of Attorney form signed by the inventors.

The fee (\$130.00) should be charged to Deposit Account No. 01-1300. A duplicate copy of this sheet is enclosed for deposit account charging purposes.

A petition for a one month Extension of Time under 37 C.F.R. 1.136(a) is enclosed with this response.

Respectfully Submitted,

Timothy J. Babcock
Timothy J. Babcock
Agent for Applicants
Reg. No. 39,097

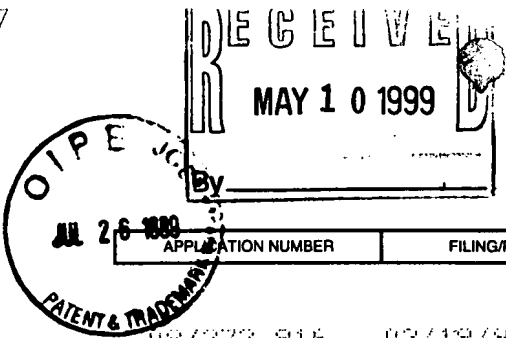
American Home Products Corporation
Patent Law Department
One Campus Drive
Parsippany, NJ 07054
Tel. No. (609) 716-2588

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CERTIFICATION UNDER 37 CFR 1.8(a)

I hereby certify that this paper and the documents referred to as enclosed therein are being deposited with the United States Postal Service on the date written below with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner of Patents, Washington, D.C. 20231.

July 22, 1999  
Date

Timothy J. Babcock  
Timothy J. Babcock Reg. No. 39,097



**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**  
 Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO./TITLE |
|--------------------|---------------------|-----------------------|---------------------------|
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09/272,916 03/19/99 FLES

DOCKETED  
*Response 7/3/99*  
*STD: 10/3/99*  
*JM 5/12/99*

3935002  
 RECEIVED  
 MAY 4 1999  
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 JOSEPH M. MAZZARESE

JOSEPH M MAZZARESE  
 AMERICAN HOME PRODUCTS CORPORATION  
 ONE CAMPUS DRIVE  
 PARSIPPANY NJ 07054

0212/0503

DATE MAILED: 1614

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**Filing Date Granted**

05/03/99

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☐ non-small entity is \$ 130.00.

- ☐ 1. The statutory basic filing fee is:
  - ☐ missing.
  - ☐ insufficient.
 Applicant must submit \$\_\_\_\_\_ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- ☐ 2. The following additional claims fees are due:
  - \$\_\_\_\_\_ for \_\_\_\_\_ total claims over 20.
  - \$\_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.
  - \$\_\_\_\_\_ for multiple dependent claim surcharge.
 Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.
- ☒ 3. The oath or declaration:
  - ☒ is missing or unsigned.
  - ☐ does not cover the newly submitted items.
 An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.
- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.
 

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.
- ☐ 8. The application was filed in a language other than English.
 

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- ☐ 9. OTHER: \_\_\_\_\_

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the reply.**

*[Signature]*  
 Customer Service Center  
 Initial Patent Examination Division (703) 308-1202

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